



Patent
Attorney Docket: 612,404-448

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: 612,404-448
First Named Inventor: WINDHAB
Prior Application Information:
Serial No. 09/783,763
Serial No. 09/374,338
Examiner: Wessendorf
Art Unit: 1639

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COPY

FILING UNDER 37 C.F.R. §1.53(b)

This is a request for filing for a continuation application under 37 C.F.R. §1.53(b) of pending prior application U.S. Application Serial No. 09/783,763, filed on February 14, 2001, which is a continuation-in-part of U.S. Application Serial No. 09/374,338, filed August 13, 1999 by WINDHAB et al., entitled:

**METHODS, PROCEDURES, AND FORMATS FOR USING
MICROELECTRONIC ARRAY DEVICES TO PERFORM MULTIPLEX
IMMUNOASSAY ANALYSES**

For CONTINUATION or DIVISION APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied, referenced above, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

APPLICATION ELEMENTS ENCLOSED

- 63 Page(s) of Written Description
2 Page(s) of Claims
1 Page(s) of Abstract
11 Sheet(s) of Drawings ☒ formal ☐ informal
4 Page(s) of ☒ Declaration or ☐ Declaration and Power of Attorney
☒ Copy from prior application [37 CFR §1.63(d)]
☐ Newly executed

Other:

Assignment papers (cover sheet and documents(s))

CERTIFICATE OF MAILING (37 C.F.R. §1.10)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as 'Express Mail Post Office To Addressee' in an envelope addressed to the Commissioner for Patents, PO Box 1450 Alexandria, VA 22313-1450.

EV337190266US
Express Mail Label No.
IR1:1056766.1

July 26, 2004
Date of Deposit

Cynthia B. Pacheco
Cynthia B. Pacheco

RELATE BACK - 35 USC § 120

- ☒ Relate back information included in preliminary amendment or specification.
- ☐ Please amend the specification as follows:
[Enter continuing data here]
- ☒ With respect to the prior co-pending U.S. application from which this application claims benefit under 35 USC § 120, the inventor(s) in this application is (are) [37 C.F.R. §1.53(b)(1)]:
- ☒ the same.
- ☐ less than those named in the prior application and it is requested that the following inventor(s) identified above for the prior application be deleted [see 37 C.F.R. §§ 1.33(b) and 1.63(d)(2)]:
[Name(s) of inventor(s) to be deleted]

METHOD OF PAYMENT OF FEES

- ☐ Attached is a check in the amount of \$ _____.
- ☒ Charge O'Melveny & Myers's Deposit Account No. 50-2862 in the amount of \$770.00. A duplicate copy of this document has been enclosed for processing purposes.
- ☐ Not attached. No filing fee is submitted. [This and the surcharge required by 37 C.F.R. §1.16(e) can be paid subsequently.]

AUTHORIZATION TO CHARGE ADDITIONAL FEES

The Commissioner is hereby authorized to credit O'Melveny & Myers's Deposit Account No. 50-2862 for any over payment of fees and to charge the following additional fees by this paper and during the entire pendency of this application to Deposit Account No. 50-2862:

- ☒ 37 CFR § 1.16 (Filing fees and excess claims fees)
- ☒ 37 CFR § 1.17 (Application processing fees)
- ☐ 37 CFR § 1.21 (Assignment recordation fees)

POWER OF ATTORNEY & CORRESPONDENCE ADDRESS

- ☐ The power appears in the original papers in the prior application.
- ☐ The power does not appear in the original papers, but was filed on _____, in prior application Serial No. _____.
- ☐ A new power has been executed and is attached.

Please send all correspondence to Customer Number 34263: